

#13
m
4/6/03
D-1077+5

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

| | | |
|----------------------------------|---|------------------------|
| In re Application of: |) | |
| Jay Paul Drummond, et al. |) | Confirmation No.: 2451 |
| |) | |
| Serial No.: 09/193,791 |) | Art Unit: 3624 |
| |) | |
| Filed: November 17, 1998 |) | Patent Examiner |
| |) | James S. Bergin |
| Title: Automated Banking Machine |) | |
| Apparatus and System |) | |

Commissioner for Patents
Washington, D.C. 20231

Sir:

Notice of Expired Suspension of Action

The Office suspended action in the application on October 1, 2002. No time period was set. However, an initial suspension of Office action may only be for a maximum time period of 6 months (MPEP § 709). Thus, the suspension expired on April 1, 2003.

Any subsequent suspension of action in this application under 37 CFR § 1.103 must be decided by the Director of Technology Center 3600. Appellants have not received a subsequent suspension of action (including the Director's approval thereon). Thus, action in the application is no longer suspended. Appellants request an Examiner's Answer in response to their Appeal Brief filed on May 3, 2002.

Conclusion

The undersigned will be happy to discuss any aspect of the Application by telephone at the Office's convenience.

Respectfully submitted,



Ralph E. Jocke Reg. No. 31,029
WALKER & JOCKE
231 South Broadway
Medina, Ohio 44256
(330) 721-0000

FACSIMILE TRANSMISSION COVER SHEET**TRANSMITTING:** 4 PAGES (INCLUDING THIS PAGE)**NAME:** Commissioner for Patents
Art Unit 3624
U.S. Patent and Trademark Office**FAX NUMBER:** (703) 305-7687**DATE:** April 1, 2003**SENDER:** Ralph E. Jocke, Esq.**FAX NUMBER:** (330) 722-6446**PHONE NUMBER:** (330) 721-0000**COMMENTS:** Please refer to the following.**FAX RECEIVED**

APR 02 2003

GROUP 3600**OFFICIAL**

If you do not receive all pages, contact the sender **IMMEDIATELY** at the number listed below.

The information contained in this facsimile message is confidential and intended only for the use of the individual or entity named above. If the reader of this message is not the intended recipient, you are hereby notified that any dissemination, distribution, or copying of this communication is strictly prohibited and will be considered at a tortious interference in our confidential business relationships. If you have received this communication in error, please immediately notify us by telephone and return the original message to us at the address below via the U.S. Postal Service. Thank you.

April 1, 2003

Commissioner for Patents
Washington, D.C. 20231

Re: **Application Serial No.:** 09/193,791
Confirmation No.: 2451
Appellants: Jay Paul Drummond, et al.
Title: Automated Banking Machine
Apparatus and System
Docket No.: D-1077+5

FAX RECEIVED

APR 02 2003

GROUP 3600

Sir:

Please find enclosed a Notice of Expired Suspension of Action for filing in the above-referenced application.

Very truly yours,




Ralph E. Jocke
Reg. No. 31,029

OFFICIAL

CERTIFICATE OF FACSIMILE TRANSMISSION

I hereby certify that this document and the documents indicated as enclosed herewith are being sent by facsimile transmission to the U.S. Patent and Trademark Office this 1st day of April 2003.


Ralph E. Jocke